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**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF OREGON  
PORTLAND DIVISION**

**MEMORY INTEGRITY, LLC,**

Case No.: 3:15-cv-00262-SI

Plaintiff,

v.

**INTEL CORPORATION,**

**JOINT STIPULATED MOTION  
REGARDING CASE SCHEDULE**

Defendant.

Plaintiff Memory Integrity, LLC (“Memory Integrity”) and Defendant Intel Corporation (“Intel”) (collectively, the “Parties”), have made a good faith effort to complete fact discovery by April 12, 2016. Due to scheduling difficulties and other issues, however, the Parties have not been able to secure deposition dates within the fact discovery period for certain party witnesses and third parties, despite the fact that those witnesses were noticed or subpoenaed for deposition prior to the end of fact discovery. The Parties (and third parties) have been able to agree upon a number of deposition dates following April 12, 2016 (all of which are within a month of that date), and are working to secure the remaining dates. The Parties expect that all outstanding fact depositions would be completed by no later than the last week of May 2016.

In light of the foregoing, the Parties, by and through their designated counsel, hereby submit this joint stipulated motion for leave to take certain depositions after the close of fact discovery. Specifically, the Parties respectfully request that the Court allow the Parties to take fact depositions after the close of fact discovery to the extent that the deposition was noticed and/or the witness was subpoenaed by April 12, 2016. The Parties acknowledge that an Order granting the Parties’ request to take certain depositions out of time will have no bearing on any third party’s right to object to a deposition.

The Parties further request that to the extent either party wishes to move to compel after April 12, 2016 based on (1) inadequate supplementation of discovery responses by the opposing party; or (2) inadequate preparation of (or non-responsive answers by) a witness who is deposed after the close of fact discovery, that the Court permit the Parties to file such motions, provided that any such motion is filed within two weeks of the allegedly inadequate written discovery responses or deposition testimony.

In addition, in light of the Parties' proposal that certain depositions be taken after the close of fact discovery, the Parties further request that the schedule for expert discovery, as well as the deadlines that follow, be likewise extended according to the proposed schedule below. The proposed new date for Opening Expert Reports allows for the same amount of time between the Parties' Opening Reports and the last scheduled 30(b)(6) deposition of an Intel witness on which MI bears the burden of proof as the prior schedule had allowed between the close of fact discovery and Opening Reports.

Case Schedule	Current Date	Proposed New Date
Opening Expert Reports	5/27/2016	6/24/2016
Rebuttal Expert Reports	6/27/2016	8/26/2016
Close of Expert Discovery	7/27/2016	9/30/2016
Summary Judgment and Daubert Motions	8/10/2016	10/14/2016
Oppositions to Summary Judgment and Daubert	9/2/2016	11/9/2016
Replies ISO Summary Judgment and Daubert	9/19/2016	11/23/2016
Pretrial Order	10/27/2016	12/21/2016
Pretrial Conference	TBD	TBD

The Parties respectfully submit that there is good cause to modify the existing case schedule as proposed above, as it will allow the Parties to complete the requested fact depositions (all of which were sought prior to the current close of fact discovery) prior to the beginning of expert discovery, and will then provide sufficient time for the Parties to complete expert discovery prior to dispositive motions, thereby allowing the Parties to provide a more complete record for the Court on summary judgment. The Parties therefore respectfully request that the Court issue an order granting the relief requested above.

Dated: April 12, 2016

Respectfully submitted,

/s/ Jonathan Baker

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